

RESOLUTION 215 of 2021

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, REQUESTING AUTHORIZATION FOR CONVEYANCE OF AN EASEMENT TO THE KINGSTONIAN DEVELOPMENT, LLC, AND AUTHORIZING THE MAYOR TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY

Sponsored By: Finance/Audit Committee: Alderman: Scott-Childress, Tallerman, Davis, Hirsch, Schabot,

WHEREAS, request has been made to authorize the conveyance of an easement to the Kingstonian Development, LLC for the construction/location of those portions of the development project that fall within the boundaries of Fair Street Extension, provided that the developer agrees to be responsible for all maintenance of Fair Street Extension; and

WHEREAS, request has been made to authorize the conveyance of an easement to Kingstonian Development, LLC to allow for an ADA compliant pedestrian access bridge over Schwenk Drive and the location of structural support for the pedestrian bridge and elevator tower adjacent to Schwenk Drive as necessary.

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK AS FOLLOWS:

SECTION 1. That the Common Council of the City of Kingston, New York, authorizes the conveyance of an easement upon the partial road closure of Fair Street Extension to the Kingstonian Development, LLC for the construction/location of those portions of the development project that fall within the boundaries of Fair Street Extension, provided that the developer agrees to be responsible for all maintenance of Fair Street Extension.

SECTION 2. That the Common Council of the City of Kingston, New York, authorizes the conveyance of an easement to the Kingstonian Development, LLC to allow for an ADA compliant pedestrian access bridge over Schwenk Drive and the location of structural support for the pedestrian bridge and elevator tower adjacent to Schwenk Drive as necessary.

SECTION 3. That the Common Council of the City of Kingston, New York, authorizes the Mayor to execute any and all documents related to the conveyance of the two easements.

SECTION 4. This resolution shall take effect immediately.

Submitted to the Mayor this ____ day of _____, 2021

Approved by the Mayor this ____ day of _____, 2021

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2021

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THE CITY OF KINGSTON COMMON COUNCIL

FINANCE AND AUDIT COMMITTEE REPORT

<u>REQUEST DESCRIPTION</u>		
INTERNAL TRANSFER _____	CONTINGENCY TRANSFER _____	TRANSFER _____
AUTHORIZATION <u>X</u>	BUDGET MODIFICATION _____	BONDING REQUEST _____
CLAIMS _____	ZONING _____	OTHER _____

DEPARTMENT: Mayor's Office DATE: 10/13/2021

Description:

Upon the partial closure of Fair Street Extension, the Common Council will authorize the conveyance of an easement to the Kingstonian Development, LLC for construction/location of those portions of the development project that fall within the boundaries of Fair St Ext. provided that the developer agree to be responsible for all maintenance of Fair Street Extension and that the Council authorize the conveyance of an easement to Kingstonian Development, LLC to allow for an ADA compliant pedestrian access bridge over Schwenk Drive and the location of structural support for the pedestrian bridge and elevator tower adjacent to Schwenk Drive as necessary and authorize the Mayor to sign all documents related to the two easements and partial abandonment as mentioned previously.



Motion by _____

Seconded by _____

Action Required:

SEQRA Decision:

Type I Action _____

Type II Action _____

Unlisted Action _____

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

<u>Committee Vote</u>	<u>YES</u>	<u>NO</u>
Reynolds Scott Childress, Ward 3, Chairman		
Don Tallerman, Ward 5		
Anthony Davis, Ward 6		
Michele Hirsch, Ward 9		
Steven Schabot, Ward 8		

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CITY OF KINGSTON

Office of the Mayor

mayor@kingston-ny.gov



FMA

Steven T. Noble
Mayor

October 1, 2021

Honorable Andrea Shaut
President/Alderman-at-Large
Kingston Common Council
420 Broadway
Kingston, NY 12401

Re: Fair Street Extension and Easement

Dear President Shaut,

As you are aware, pursuant to Resolution no. 43 of 2021, the Common Council approved the conveyance of property owned by the City of Kingston at 21 North Front Street, the former parking garage, to the Kingston Local Development Corporation for development in accordance with the request for qualifications previously issued by my office. Subsequently, the Kingston Local Development Corporation has entered into a land development agreement to convey the premises to the Kingstonian Development, LLC for said development.

As part of this development project, it will be necessary to partially abandon Fair Street Extension and to grant certain easements to the developer to accommodate the construction of the commercial building and parking garage and the pedestrian bridge to be constructed over Schwenk Drive.

I am therefore recommending to the Council that they authorize the partial abandonment of Fair Street Extension pursuant to statute and this may require a public hearing. Also, I am recommending that the Council authorize the conveyance of an easement to the Kingstonian Development, LLC for construction/location of those portions of the development project that fall within the boundaries of Fair St Ext. provided that the developer agree to be responsible for all maintenance of Fair Street Extension. I am also recommending that the Council authorize the conveyance of an easement to Kingstonian Development, LLC to allow for an ADA compliant pedestrian access bridge over Schwenk Drive and the location of structural support for the pedestrian bridge and elevator tower adjacent to Schwenk Drive as necessary.

Please feel free to contact me if you have any questions or concerns.

Respectfully Submitted,



Steven T. Noble
Mayor

STN:rjv